

EXHIBIT D

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19 UNITED STATES DISTRICT COURT
20 NORTHERN DISTRICT OF CALIFORNIA
21 SAN FRANCISCO DIVISION

22 ORACLE AMERICA, INC.

Case No. CV 10-03561 WHA

23 Plaintiff,

**ORACLE AMERICA ADR
CERTIFICATION BY PARTY AND
COUNSEL**

24 v.

25 GOOGLE, INC.

26 Defendant.

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1 Pursuant to Civil L.R. 16-8(b) and ADR L.R. 3-5 (b), each of the undersigned certifies
2 that he or she has:

3 (1) Read the handbook entitled "Dispute Resolution Procedures in the Northern District of
4 California" on the Court's ADR Internet site www.adr.cand.uscourts.gov (Limited printed copies
5 are available from the clerk's office for parties in cases not subject to the court's Electronic Case
6 Filing program (ECF) under General Order 45);

7 (2) Discussed the available dispute resolution options provided by the Court and private
8 entities; and

9 (3) Considered whether this case might benefit from any of the available dispute
10 resolution options.

11 Dated: October 27, 2010

12 By: /s/ Matthew M. Sarboraria
13 For Plaintiff
14 ORACLE AMERICA, INC.

15 Dated: October 27, 2010

16 By: /s/ Marc David Peters
17 Counsel to Plaintiff
18 ORACLE AMERICA, INC.

Attestation of Concurrence

19 I, Marc David Peters, as the ECF user and filer of this document, attest that concurrence in
20 the filing of this document has been obtained from each of the above signatories.

21 Dated: October 27, 2010

22 By: /s/ Richard S. Ballinger
23 Counsel to Plaintiff
24 ORACLE AMERICA, INC.